

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>WILLIAM McNAIR</b>	:	<b>CIVIL ACTION</b>
	:	
<b>v.</b>	:	
	:	
<b>BRIAN COLEMAN, et al</b>	:	<b>NO. 09-0134</b>

**ORDER**

**AND NOW**, this 19th day of August, 2010, upon consideration of the Petition for Writ of Habeas Corpus (Document No. 1), the Respondents' Answer to Petition for Writ of Habeas Corpus (Document No. 10), the Petitioner's "Traverse Response" to Respondents' Answer Filed (Document No. 11), the Report and Recommendation filed by United States Magistrate Judge L. Felipe Restrepo (Document No. 21), the petitioner's Objections to the Report and Recommendation (Document No. 22), and after a thorough and independent review of the record, it is **ORDERED** that:

1. The petitioner's objections are **OVERRULED**;
2. The Report and Recommendation of Magistrate Judge Restrepo is **APPROVED** and **ADOPTED**;
3. The Petition for Writ of Habeas Corpus is **DENIED** and **DISMISSED**; and,
4. There is no probable cause to issue a certificate of appealability.

/Timothy J. Savage  
TIMOTHY J. SAVAGE, J.